G. R. S. IX-5]

Previous references.

1921.

(Cb.)

File No. 244-21

Serial Nos 1-2.

Later references.

Cb 222-22(1-2)

Cb 91-30, 2-11,

GENERAL, AND REVENUE SECRETARIAT.

Serial Nos. Two.

Part B for June 1922.

SUBJECT.

Reduction of the sentence of transportation for life passed on one Kenchavva accused of infanticide, to that of rigorous imprisonment for 3 years.

C1-1

To

The Registrar Chief Court

No. J 5585 of 31-5-22

Approves of the above.

14433

G. R. S. X-10.]

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

GEN & REV. SECRETARIAT.

Requisition for Papers.

Section

A

B April 22.

Filed

Deposit

File No. C.B. 211-21.

Serial No. 1.

To be put up with Diary No. 3797
of 192 Final.

Signature M. Veeraswami Naidu

Branch ..... Section C.B.

Date 15/5/22

A255

2724

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

General and Revenue Secretariat.

Requisition for papers.

Section

A

B May 22 — 1-9
August-22 — 10-11

Filed

2 Collection

Deposit

File No. 251-21

Serial No. 1-9, 10-11.

To be put up with Diary No. 9805 of 192

Signature

Branch

Section

Date

WD 01719—GPB—20,000—26-4-28

GENERAL AND REVENUE SECRETARIAT.

(Cls)

NOTES.

File No. 244

FILE HEADING.

Reduction of sentence passed on Kanchana accused of infanticide in Chittaldrug Sessions Case No 7 of 1921-22

From

The Registrar, Chitg Court

No. 828/ Dated 4.3.22 Received 7.3.22

Diary No. 3377	Enclos. Records Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

Forwards the Records in C.A No 93 of 1921-22 on the file of the Chitg Court & in Chittaldrug Sessions Case No 7 of 21-22 & recommends that the sentence passed on accused Kanchana may be reduced to three yrs R.I.

NOTES AND ORDERS.

The recommendation of the Sessions Judge is marked flag Z. A copy of G.O No J 1237-47 Cls-83-08-2; 3.11.1908 is also put up & submitted for orders.

9/3/22

Vide G.O (Mag C) directing that all cases of infanticide be

General and Revenue Secretariat. | CS File No. 2464 of 19 21.

Serial No.

reported to Govt:, with any recommendation for a reduction of Sentence. This is such a case, and the Sessions Judge, and the Chief Court recommend a reduction of the sentence from transportation to 3 years.

3) The accused is a woman and gave birth to an illegitimate child, To conceal what had happened, she pleaded illness some days prior to the birth, and killed the child when it was born. Under the circumstances the present recommendation to sentence up, submitted for orders.

(Geo Secy) Cag 20/3

4) The recommendation of the Ch. Ct. may be accepted.

Sd 19/3 Cag 20/3

3rd Member) 5) I agree. Sd 23/3

Dewan 6) Being a Criminal case may be disposed of by circulation 7) I agree Sd 24/3 Cag 26/3 Geo 7.4.22

4567 21.3.22.

DEWAN'S OFFICE. Recd. on MAR 25 1922 Reg. No. 5071

NOTE—Contn. sheet.

Trans. Secy with Compliments Sd 30/3

Dewan circulation 26/3

(For Disposal by Circulation.)

No. C. 458

.....1921-22.

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

SUBJECT.

Reduction of the sentence of transportation for life passed on one Kenchavva, accused of infanticide, to that of a rigorous imprisonment for 3 years.

9) CIRCULATED TO THE MEMBERS OF COUNCIL.

By Order,

Chief Secretary to Government.

3rd April 1922.

---

10) **Extraordinary Member of Council.** Seen. 4.4.22.

5326-(2) 5.4.22 **First Member of Council.** 11) Official Recorded 7.4.22

Second Member of Council.

Third Member of Council. Seen.

12) Subd. to 2nd Member for Final Note.

19/4/22

G. R. S. III-2]

General and Revenue Secretariat.

File No. 244 of 1922.

Serial No.	
13)	14) For favour of signature

DEWAN'S OFFICE.
Recd. on APR 25 1922
Reg. No. 5797

H-11-650

NOTE—Contn. sheet.

Final Note by the Second Member of Council.

Subject:— Reduction of the sentence of ~~death~~ transportation for life passed on one -- Kenchavva, accused of infanticide, to that of rigorous imprisonment for three years.

---

15) The accused, a resident of Kyasapur Village, Chitaldrug Taluk, was charged, under Section 302, Indian Penal Code, for causing the death, shortly after it was born, of her illegitimate child and was convicted and sentenced to transportation for life by the Sessions Judge, Shimoga Division. In view, however, of the fact that she committed the deed to screen her misconduct and owing to a sense of shame, the Sessions Judge recommended to the Chief Court for a reference being made to the Government for the reduction of the sentence under Government Order No.J.1237-47/Cts. 83-08-2 dated 3rd November 1908.

16) In confirming the sentence passed by the Sessions Judge, the Chief Court have supported the proposal of the Sessions Judge for the reduction of the sentence and recommended that the sentence passed on the accused may be reduced to three years' rigorous imprisonment.

17) The Dewan and the Members of Council are of opinion that the recommendation of the Chief Court may be accepted.

18) The reduction of the sentence proposed may be graciously approved.

Mir Hamza Hussain

SECOND MEMBER OF COUNCIL.

Submitted to His Highness.

19) *I submit herewith a Final Note by the* Second *Member of Council on the subject of* the reduction of the sentence of transportation for Life passed on one Kenchavva accused of infanticide, to that of rigorous imprisonment for 3 years *for His Highness' gracious approval.*

Dewan.

27. 4. 42

ATEMENT OF CASES SUBMITTED FOR THE ORDERS OF HIS HIGHNESS THE MAHARAJA DURING THE TOUR OUTSIDE THE STATE IN.....April..1922.....1916.

Serial No.	Subject	Recommendation of Council, or Member of Government in charge, as the case may be	Dewan's recommendation	Orders of His Highness	Orders regarding submission of files (*vide* foot-note)
50	Reduction of the sentence of transportation for life passed on One Kenchavva, accused of infanticide, to that of rigorous imprisonment for 3 years.	Vide Final Note.	...	Approved by His Highness Secretary 106 1/5	"C" Sml Sml 25.5.22

NOTE.—The letter a, b or c may kindly be inserted by the Private Secretary to His Highness in the last column to indicate whether—

File may be submitted at once ... ... a
File may be submitted after His Highness' return ... ... b
File may not be submitted at all c

WD 2105—GPB—300—16-2-16

G. R. S. III-2.]

General and Revenue Secretariat.

Ab File No. 2444 of 1921.2

Serial No.

(*)

31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretari s concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circutated to the Members of Council at headquarters and then sent to the Secretariat concerned for the issue of orders.

Rec'd from Gl. Secy. on 31/5 after issue.

6984-30
1.6.22.

21) Circulated to the Members of Council for perusal of His Highness' orders ~~before~~/after issue of orders. (*Vide* Rules 31, 33 and 34 or the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Chief Secretary to Govt.

Through the Secretary to Government,

.....General.....Department. As 22) Supt. Asst. Cur 11.5

FIRST MEMBER OF COUNCIL 23) Seen 2.6.22

SECOND MEMBER OF COUNCIL Seen.

THIRD MEMBER OF COUNCIL.

NOTE -Contn sheet.

WD 923—GPB—500—3-11-21

General Secy. with Compliments.

G. R. S. III-2]

General and Revenue Secretariat.

C.S. File No. 2464 of 1921-2

Serial No.

24) Submitted with a draft

Gen Secy) 12.5.22

Case 13/5

5647 26/5/22 2nd Secretary) 25) Submitted

Case 23/5

27/5

ISSUE & RESUBMIT.

26)

Case 27.5

2 Copies

The Registrar, Chief Court.

G. 5585 of 31.5.22.

Directs the reduction of the sentence of transportation for life passed on the above accused to that of 3 years R.I.

Noted.

27) This may be sent to the confidential branch for circulation to the members of Govt for perusal of this order

31/5/22

To the Confl Branch for further action

28) Returned to the Branch after Circulation

31/5/22

6.

10 JUN 1922

Enc. Records.

6 - MAR 1922

Chief Court of Mysore,
ngalore, 3rd March 1922.

rom

G. Sreenivasa Iyer, Esq., B.A., M.L.,
Registrar of the Chief Court of Mysore,
Bangalore.

To

S. Hiriannaiya, Esq., M.A., B.L.,
Secretary to the Government of Mysore,
General Department.

S i r,

Adverting to Government Proceedings No.J.1237-47/Cts.83-08-2 dated 3rd November 1908, I am directed to forward herewith the records in Criminal Appeal No. 93 of 1921-22 on the file of this court and in Chitaldrug Sessions Case No. 7 of 1921-22 on the file of the Sessions Judge, Shimoga ~~District~~ Division and to state that the said Sessions Judge is of opinion that the sentence of transportation for life passed on the accused Kenchavva may be reduced and the Judges of this court who disposed of the appeal preferred by her are of the same opinion and recommend that the sentence passed on her may be reduced to three years' rigorous imprisonment.

I have the honour to be,

S i r,

Your most obedient servant,

Sreenivasa Iyer

G.R.S. VI G 34]

SUBJECT.....

.....

.....

Diary No. of letter replied to..... 2377

General and Revenue Secretariat

( )

, *the* 192 .

Date of issue.... 21/5/22

Signed by.....

May this be

i Printed ?

ii treated as a standing order ?

iii published in the Gazette, English Part ?

iv translated ?

v placed at the disposal of the press ?

vi published in the Gazette, Kannada Part ?

Section Cts

File No. 244-21

Serial No. 2

Proceedings of the Government of His Highness the Maharaja of Mysore

Read—

G.O. no. J. 1237-47/Cts 83-08-2 dy 3.11.1908, directing that in cases where women may be convicted for the murder of their infant children, a reference may be made to Govt through the Chief Court together with the opinion of the Sessions judge as to the desirability ~~of the award of any reduction of the awarded penalty being made~~ sanctioning a reduction in the Sentence

Order Thereon—No.

2. Letter no 828/Cr dy 4.3.22 from the Registrar Chief Court of Mysore forwarding the records in Cr: Appeal no 93 of 21-2 on the file of the Chief Court ~~and~~ & Selected Sessions Case no 74 of 1921-2 on the

12

file of the Sessions judge thereon)
and stating that the Sessions judge as well as the judges of the Chief Court
are of opinion that the sentence of
transportation for life passed on
the accused Kuchaava, ~~may~~
may be reduced to three years'
Rigorous imprisonment.

order of 5385

Govt. are pleased to accept the recommendation of the Chief Court and direct
that the sentence of transportation
for life passed on the accused
Kuchaava, ~~may~~ be reduced
to three years' Rigorous imprisonment

28/5

Cash 1375 / 5386 Gulsey

Do

The Registr. Chief Court with a C.L. which reads-

12.5.21

List of enclosures.

Copied by

Examined by

WD 1883—GPB—1,000;00—21-12-21